

PATENTS

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CERTIFICATE OF MAILING

I hereby certify that these papers are being deposited with the United States Postal Service as first class mail with sufficient postage, addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Rachel Mena
Rachel Mena

2/5/02
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of Petersen et al.

For: **DEVICE FOR ANALYZING A
FLUID SAMPLE**

Serial No.: 09/970,434

Filed: October 2, 2001

FEB 22 2002

TECH CENTER 1600/2900

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing in the above-entitled patent application is an Information Disclosure Statement, in compliance with 37 CFR 1.97, with referenced documents [A1 - A19]. Also included is a return postcard.

[X] The Information Disclosure Statement is being submitted: (a) within three months of the filing date, or (b) before the mailing date of the first Office action on the merits. **Therefore, no fee is due under 37 CFR 1.97(b).**

[] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**

[] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56(c) more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**

Deposit Account Authorization

The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311, without certification under 37 CFR 1.97(e). Therefore, *only if this entry is checked in the left margin*, the **\$180.00** fee set forth in § 1.17(p) is authorized below.

The Information Disclosure Statement is submitted after the mailing date of a final action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee.

Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement.

Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in § 1.56(c) more than three months prior to the filing of the Statement.

Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. Therefore, *only if this entry is checked in the left margin*, the **\$180.00** petition fee set forth in § 1.17(i)(1) is authorized below.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 08-1641, referencing attorney docket number 22660-0028 DIV 3. A duplicate of this document is enclosed.

Respectfully submitted,



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Date: 2/5/02

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